

1 THE HONORABLE MARSHA J. PECHMAN

2  
3  
4  
5  
6 UNITED STATES DISTRICT COURT  
7 WESTERN DISTRICT OF WASHINGTON  
8 AT SEATTLE

9 CHERYL KATER, individually and on behalf  
10 of all others similarly situated,

11 Plaintiff,

12 v.

13 CHURCHILL DOWNS INCORPORATED, a  
14 Kentucky corporation,

Defendant.

Case No. 15-cv-00612 MJP

**STIPULATION AND PROPOSED  
ORDER REGARDING INITIAL  
DISCLOSURES, JOINT STATUS  
REPORT, AND OTHER DEADLINES**

Note on Motion Calendar:

June 1, 2015

15 On May 11, 2015, this Court issued its Order Regarding Initial Disclosures, Joint Status  
16 Report, and Early Settlement (Dkt. 11). That Order set the following deadlines:

- 17 • Deadline for FRCP 26(f) Conference: 6/8/2015
- 18 • Initial Disclosures Pursuant to FRCP 26(a)(1): 6/15/2015
- 19 • Combined Joint Status Report and Discovery Plan: 6/22/2015

20 The current response deadline for Plaintiff's initial complaint is June 30, 2015. Counsel  
21 for Defendant Churchill Downs Incorporated ("CDI") has conferred with counsel for Plaintiff,  
22 and indicated that CDI intends to file a motion to dismiss. Therefore, in the interest of judicial  
23 economy, the parties believe that the FRCP 26(f) conference, initial disclosures, and joint status  
24 report should be postponed for 60 days to allow the Parties to complete briefing on CDI's motion  
25 to dismiss, should CDI pursue such a motion. The parties respectfully request that the Court  
26 extend the Rule 26 deadlines by 60 days.

1 Dated: June 1, 2015.

Respectfully submitted,

2 By: /s/ Brooke A. M. Taylor  
Brooke A. M. Taylor, WSBA #33190  
3 E. Lindsay Calkins, WSBA #44127  
Susman Godfrey L.L.P.  
4 1201 Third Avenue, Suite 3800  
Seattle, WA 98101-3000  
5 Telephone: (206) 516-3880  
Facsimile: (206) 516-3883  
6 Email: btaylor@susmangodfrey.com  
lcalkins@susmangodfrey.com

7  
8 Robert Rivera (*Pro Hac Vice Pending*)  
Susman Godfrey L.L.P.  
1000 Louisiana Street, Ste. 5100  
9 Houston, TX 77002-5096  
Telephone: (713) 653-7809  
10 Facsimile: (713) 654-6666  
Email: rrivera@SusmanGodfrey.com

11 *Counsel for Defendant*

12  
13 By: /s/ Benjamin H. Richman  
Clifford A. Cantor, WSBA #17893  
14 Law Offices of Clifford A. Cantor, P.C.  
627 208<sup>th</sup> Avenue SE  
15 Sammamish, WA 98074-7033  
Telephone: (425) 868-7813  
16 Facsimile: (425) 732-3752  
Email: cliff.cantor@outlook.com

17  
18 EDELSON PC  
Rafey S. Balabanian  
(Admitted Pro Hac Vice)  
19 Benjamin H. Richman  
(Admitted Pro Hac Vice)  
20 Amir C. Missaghi  
(Admitted Pro Hac Vice)  
21 Courtney C. Booth  
(Admitted Pro Hac Vice)  
22 350 North LaSalle Street, Suite 1300  
Chicago, IL 60654  
23 Telephone: (312) 589-6370  
Facsimile: (312) 589-6378  
24 Email: rbalabanian@edelson.com  
brichman@edelson.com  
25 amissaghi@edelson.com  
cbooth@edelson.com

26 *Counsel for Plaintiff*

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27

**ORDER**

Based upon the above stipulation, the Court hereby extends the deadlines set forth in the May 11, 2015 Order Regarding Initial Disclosures, Joint Status Report, and Early Settlement (Dkt. 11) as follows:

FRCP 26(f) Conference: August 7, 2015

Initial Disclosures: August 14, 2015

Joint Status Report and Discovery Plan: August 21, 2015

DATED this \_\_\_\_ day of \_\_\_\_\_ 2015.

\_\_\_\_\_  
THE HONORABLE MARSHA J. PECHMAN  
CHIEF UNITED STATES DISTRICT JUDGE